IFW 1654

PTO/SB/21 (09-04) MODIFIED

	Application Number:	10/51	11 669				
OIPE TE	ANSMITTAL		Filing Date:	10/511,669 OCTOBER 18, 2004			
γ •	\ ^{t_7}		First Named Inventor:	Neal A. Bringe			
OCT 9.1 2005	ੁ _g ORM		Art Unit:	1654			
12	.b/		Examiner Name:	Unknown			
Total Number en	ges in this Submission	n :	Attorney Docket Number:	MONS:017US			
THAC			ENCLOSURES (check all that	apply)		
Fee At Amendme After F Affidate Extension of Express At Information Statement Referer Certified C	Fee Attached Amendment/Reply After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Form PTO-1449 References B1-B5, C1-C41		censing-related Papers tition tition to Convert to a Provisional pplication ower of Attorney, Revocation, hange of Correspondence ddress Statement under 37 CFR §3.73(b) Designation of Patent Practitioners erminal Disclaimer		After Allowance Communication to TC Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below) Check in the amount of \$ Authorized to be charged to deposit account if check insufficient or inadvertently omitted Deposit account number: 50-1212/MONS:017 Sequence Statement Paper Copy of Sequence Listing		
Reply to Missing Parts/ Incomplete Application Reply to Missing Requirements Declaration(s) Copy of Notice of Missing Requirements			D, Number CD(s) Landscape Table on CD		Postcard	er Readable Form (CRF)	
		SIGNATUR	RE OF APPLICANT, ATTOR	NEY,	OR AGENT		
Firm Name	Fulbright & Jaw	orski, L.L.P.	L.L.P. ·		Customer Numbe	r 32425	
Signature		4					
Printed Name Robert E. Hanson				Reg. No.	42,628		
Date October 19, 2005							
	CERTIFICATE OF TRANSMISSION/MAILING						
I hereby certify that class mail in an env	I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS AMENDMENT, Commissioner for Petents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:						
Signature			WIM				
Typed or Printed Name Ro		Robert E. Ha	nson		Date	October 19, 2005	



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Neal A. Bringe Kanthasamy Karunanandaa

Serial No.: 10/511,669

Filed: OCTOBER 18, 2004

For: OIL BODY ASSOCIATED PROTEIN COMPOSITIONS AND METHODS OF USE THEREOF FOR REDUCING THE RISK OF CARDIOVASCULAR DISEASE Group Art Unit: 1654

Examiner: Unknown

Atty. Dkt. No.: MONS:017US

CERTIFICATE OF MAILING 37 C.F.R 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

October 19, 2005

Date

Bobert E. Hanson

INFORMATION DISCLOSURE STATEMENT

MS AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as

defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first

Official Action reflecting an examination on the merits, and hence is believed to be timely filed

in accordance with 37 C.F.R § 1.97(b). No fees are believed to be due in connection with the

filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R.

§§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the

Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit

Account No.: 50-1212/MONS:017US.

Applicants respectfully request that the listed documents be made of record in the present

case.

Respectfully submitted,

Robert E. Hanson

Reg. No. 42,628

Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P. 600 Congress Avenue, Suite 2400 Austin, Texas 78701 (512) 474-5201

Date:

October 19, 2005

Form PTO-14

O I P E List of Patents a

OCT 9 1 7005 "INFORMAT"

(Use

Form PTO-1449 (modified)

of Patents and Publications for Applicant's

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Atty. Docket No. MONS:017US

Serial No. 10/511,669

Applicant

Neal A. Bringe

Kanthasamy Karunanandaa

Filing Date: October 18, 2004 Group: 1654

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art See Page 1

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	5,559,220	9/24/96	Ohlrogge	536	23.6	4/7/95
	A2	5,855,892	1/5/99	Potter	424	757	9/19/97
	A3	6,136,367	10/24/00	Hoie	424	757	8/28/98
	A4	6,171,640	1/9/01	Bringe	426	656	10/7/98

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	JP 2001-114800	4/24/01	Japan			Yes
	B2	JP 2002-101820	4/09/02	Japan			Yes
	В3	WO 00/30602	6/2/00	WIPO			
	B4	WO 00/30663	6/2/00	WIPO			
	В5	WO 89/01495	2/23/89	WIPO			Yes

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Abell, "Targeting and topology of seed oleosins," Ph.D. Dissertation, Department of Biological Sciences, Calgary, Alberta, Canada, May, 1999.
	C2	Anderson et al., "Meta-analysis of the effects of soy protein intake on serum lipids," N Engl J Med, 333(5):276-282, 1995.
	C3	Anthony et al., "Neither isoflavones nor the alcohol-extracted fraction added to alcohol-washed soy protein isolate restores the lipoprotein effects of soy protein isolate," 4 th International Symposium on the Role of Soy Preventing and Treating Chronic Disease, p 35, San Diego, CA, November 4-7, 2001.
-	C4	Bringe and Cheng, "Low-fat, low-cholesterol egg yolk in food applications," Food Tech, 49(5):94-106, 1995.

25478615.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)		Atty. Docket No. MONS:017US	Serial No. 10/511,669	
List of Patents and Publications for	Applicant's	Applicant		
		Neal A. Bringe		
INFORMATION DISCLOSURE ST	TATEMENT	Kanthasamy Karunanandaa		
(Use several sheets if necessar	y)	Filing Date: October 18, 2004	Group: 1654	
U.S. Patent Documents Foreign		atent Documents	Other Art	
See Page 1	See Page 1		See Page 1	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C5	Bringe, , "Properties of low-fat, low cholesterol egg yolk prepared by supercritical CO2 extraction," Adv Exp Med Biol, 415:161-181, 1997.
	C6	Clarkson et al., "A paradoxial association between plasma isoflavone concentrations on a soy-containing diet, and both plasma lipoproteins and atherosclerosis," 4 th International Symposium on the Role of Soy Preventing and Treating Chronic Disease, p 35, San Diego, CA, November 4-7, 2001.
	C7	Forsythe et al., "Dietary protein effects on cholesterol and lipoprotein concentrations: a review," J Am Coll Nutr, 5:533-549, 1986.
	C8	Fransen et al., "Oil bodies and their associated proteins, oleosin and caleosin," Plysiol Plant, 112(3):301-307, 2001.
	C9	GenBank Accession Number AAA67699.
	C10	GenBank Accession Number AAA68065.
	C11	GenBank Accession Number AAA68066.
	C12	GenBank Accession Number CAA55348.
	C13	GenBank Accession Number P29530.
	C14	GenBank Accession Number P29531.
	C15	Hori et al., "Cholesterol-lowering effects of isolated soybean protein hydrolyzate with bound phospholipids in rats," J Jpn Soc Nutr Food Sci, 52:135-145, 1999.
	C16	Hori et al., "Soy protein hydrolyzate with bound phospholipids reduces serum cholesterol levels in hypercholesterolemic adult male volunteers," Biosci Biotechnol Biochem, 65(1):72-78, 2001.
	C17	Huang, "Oleosins and oil bodies in seeds and other organs," Plant Physiol, 110:1055-1061, 1996.
	C18	Iwami et al., "Characterization of a major bile acid-binding peptide from the peptic-pancreatic digest of soybean protein," Soy Protein Res Com Japan, 15:74-80, 1994.
	C19	Iwami et al., "Molecular recognition of bile acids by soy protein and modeling of its mimetics," English Title of the S.P.R.C. Report Vol. 22, abstract from Soy Protein Research, Japan, 4:58-64, 2001.

25478615.1

Examiner:	DATE CONSIDERED:
EVAMINED, BUTTLE IF RESERVE CONSIDERED WHETHER OF NOT CIT	TION IS BY CONFORMANCE WITH MREDGOO. DO AND DIS TUROUS!

CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

OLL S I SULL A

Form PTO-1449 (modified)

is of Patents and Publications for Applicant's

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Atty. Docket No. MONS:017US

Serial No. 10/511,669

Applicant

Neal A. Bringe

Kanthasamy Karunanandaa

Filing Date: October 18, 2004 Group: 1654

U.S. Patent Documents

See Page 1

Foreign Patent Documents

See Page 1

Other Art

See Page 1

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C20	Kanamoto et al., "Soybean 'resistant protein' that prevents colon and liver carcinogenesis induced by bile acids in rat," 4 th International Symposium on the Role of Soy Preventing and Treating Chronic Disease, A-13, p 42, San Diego, CA, November 4-7, 2001.
	C21	Keenan, "Milk lipid globules and their surrounding membrane: a brief history and perspectives for future research," J Mammary Gland Biol Neopasia, 6(3):365-371, 2001.
	C22	Leber et al., Yeast, 10:1421-1428, 1994.
	C23	Lovati et al., "Soy protein peptides regulate cholesterol homeostasis in Hep G2 cells," J Nutr, 130:2543-2549, 2000.
	C24	Morita et al., "Resistant proteins alter cecal short-chain fatty acid profiles in rats fed high amylose cornstarch," J Nutr, 128:1156-1164, 1998.
	C25	Murphy et al., "A class of amphipathic proteins associated with lipid storage bodies in plants. Possible similarities with animal serum apolipoproteins," Biochim Biophys Acta, , 1088:86-94, 1991.
	C26	Nagaoka et al., "Identification of novel hypocholesterolemic peptides derived from bovine milk beta-lactoglobulin," Biochem Biophys Res Comm, 281:11-17, 2001.
	C27	Nagaoka et al., "Soy protein peptic hydrolysate with bound phospholipids decreases micellar solubility and cholesterol absorption in rats and caco-2 cells," J Nutr, 129:1725-1730, 1999.
	C28	Oakenfull, "Soy proteins, saponins and plasma cholesterol," Letter to the Editor, <i>J Nutr</i> , 131:2971-2972, 2001.
	C29	Pieper-Fürst et al., "Purification and characterization of a 14-kilodalton protein that is bound to the surface of polyhydroxyalkanoic acid granules in rhodococcus ruber," <i>J Bacteriol</i> , 176:4328-4337, 1994.
	C30	Potter, "Soy-new health benefits associated with an ancient food," Nutrition Today, 35(2):53-60, 2000.
	C31	Roessler, J Phycol, "Effects of silicon deficiency on lipid composition and metabolism in the diatom cyclotella cryptica," (London), 24:394-400, 1988.
	C32	Samoto et al., "Improvement of the off-flavor of soy protein isolate by removing oil-body associated proteins and polar lipids," Biosci Biotechnol Biochem, 62(5):935-940, 1998.

25478615.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)	-	Atty. Docket No. MONS:017US	Serial No. 10/511,669	
O PE Dict of Patents and Publications for		Applicant Neal A. Bringe Kanthasamy Karunanandaa		
(Use several sheets if necessary U.S. Patent Documents	у)	Filing Date: October 18, 2004	Group: 1654	
U.S. Patent Documents	Foreign P	atent Documents	Other Art	
See Page 1	Se	ee Page 1	See Page 1	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C33	Sitori et al., "Reduction of serum cholesterol by soy proteins: clinical experience and potential molecular mechanisms," Nutr Metab Cardiovasc Dis, 8:334-340, 1998.
	C34	Sugano et al., "The hypocholesterolemic action of the undigested fraction of soybean protein in rats," Atherosclerosis, 72:115-122, 1988.
	C35	Ting et al., "Oleosin of plant seed oil bodies is correctly targeted to the lipid bodies in transformed yeast," J. Biol. Chem., 272(6):3699-3706, 1997.
	C36	Tzen and Huang, "Surface structure and properties of plant seed oil bodies," <i>J. Cell Biol</i> , 117:327-335, 1992.
	C37	Utsumi et al., In: Food Proteins and Their Applications, Damodaran and Paraf (eds.), Marcel Dekker, Inc., NY, 1997.
	C38	Wu et al., "Genomic cloning of 18 kDa oleosin and detection of triacylglycerols and oleosin isoforms in maturing rice and postgerminative seedlings," J. Biochem, 123:386-391, 1998.
	C39	Yoshikawa et al., "Study on a low molecular weight peptide derived from soybean protein having hypocholesteremic activity," Soy Protein Research, Japan, 2:125-128, 1999.
	C40	Zweytick et al., "Intracellular lipid particles of eukaryotic cells," Biochim Biophys Acta, , 1469:101-120, 2000.
	C41	Kambara et al., "Effects of soybean b-conglycin on serum high triacylglycerol level lowering and bmi in human subjects and study of long-term and large intake of soybean b-conglycin on clinical parameters," <i>J of Nutritional Food</i> , 7:1-19, 2004.

25478615.1

EXAMINER: DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.